

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA**

In Re:

Bourbon Street LLC,  
dba La Cantina,

Debtor.

Bankruptcy No. 23-30246  
Chapter 11- Subchapter V  
Jointly Administered

\_\_\_\_\_  
Petri Enterprises, LLC,  
dba La Cantina,  
dba Heros and Legends Sports Bar,  
dba Heros and Legends,

Debtor.

Bankruptcy No. 23-30247  
Chapter 11 Subchapter V  
Jointly Administered

\_\_\_\_\_  
Gannett Peak, LLC,  
dba La Cantina,

Debtor.

Bankruptcy No. 23-30248  
Chapter 11 – Subchapter  
Jointly Administered

**NOTICE OF APPEARANCE AND REQUEST FOR NOTICE**

Please enter the appearance of Elizabeth M. Lally, of Spencer Fane LLP, as attorney for Kapitus Servicing Inc., as Servicing Agent for Kapitus, LLC in the above-referenced case. Pursuant to Federal Rules of Bankruptcy Procedure 9010(b), 2002 and Local Rule 2002-1, the undersigned, on behalf of Spencer Fane LLP requests all notices given or required to be given in this case, and all papers served or required to be served in this case, be given to and served upon the following via ECF notification:

**Spencer Fane LLP  
C/O Elizabeth M. Lally  
13815 FNB Parkway, Suite 200  
Omaha, NE 68154  
Phone: 402-800-2299  
Fax: 402-965-8601  
Email: [elally@spencerfane.com](mailto:elally@spencerfane.com)**

PLEASE TAKE FURTHER NOTICE that pursuant to the foregoing Section 1109(b) of the Bankruptcy Code this request includes the notices and papers referred to in Rule 2002 of the Bankruptcy Rules and also including, without limitation, notice of any orders, pleadings, motions, applications, complaints, demands, hearings, requests for petitions, answering or reply papers, memoranda and briefs in support of any of the foregoing, and any other documents brought before the Court with respect to this proceeding, whether formal or informal, written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex or otherwise.

Neither this Notice of Appearance nor any subsequent appearance, pleading, claim or suit is intended to waive nor does it waive (i) any right to have final orders in non-core matters entered only after *de novo* review by a District Court Judge; (ii) any right to a jury trial in any case, controversy or proceeding related hereto; (iii) any right to have the reference withdrawn by the District Court in any matter subject to mandatory or discretionary withdrawal; or (iv) any other rights, claims, actions, defenses, setoffs or recoupments, at law or in equity, all of which are expressly reserved.

Dated: August 22, 2023

Respectfully submitted,

SPENCER FANE LLP

/s/ Elizabeth Lally

Elizabeth Lally (admission to the United States District Court for the District of North Dakota granted 08/21/2023)

Illinois Bar No. 6286664

Indiana Bar No. 28278-49

Iowa Bar No. AT0013010

Nebraska Bar No. 26428

13815 FNB Parkway, Suite 200

Omaha, NE 68154

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**CERTIFICATE OF SERVICE**

I, Elizabeth M. Lally, a Partner at the law firm of Spencer Fane LLP, and being of legal age, hereby certify that on August 22, 2023, a true and correct copy of the *Notice of Appearance and Request For Notice* was electronically transmitted via CM/ECF.

Dated: August 22, 2023

/s/ Elizabeth Lally  
Elizabeth Lally